

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

-----X
IN RE:

:
: 21-CV-9574 (JMF)

:
SECOND WAVE IBM ARBITRATION AGREEMENT :
LITIGATION :

: ORDER
:
-----X

:
DAVID LIESEN,

:
Plaintiff,

:
-v-

: 21-CV-10128 (JMF)

:
INTERNATIONAL BUSINESS MACHINES CORP.,

:
Defendant.
:
:
:
-----X

: ORDER


JESSE M. FURMAN, United States District Judge:

In light of the fact that the above-captioned actions involve common questions of law and fact, it is hereby ORDERED that pursuant to Rule 42(a)(2) of the Federal Rules of Civil Procedure, case number 21-CV-10128 is consolidated under case number 21-CV-9574. As noted in the Court's previous Order regarding consolidation, *see* No. 21-CV-9574, ECF No. 5, notwithstanding such consolidation, the consolidated cases will "retain their separate identities." *Hall v. Hall*, 138 S. Ct. 1118, 1128-31 (2018).

The Clerk of Court is directed to consolidate case number 21-CV-10128 under case number 21-CV-9574 and to close case number 21-CV-10128.

SO ORDERED.

Dated: December 1, 2021
New York, New York



JESSE M. FURMAN
United States District Judge